

# The Laurens Advertiser.

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## AFTER DELIBERATING ALL NIGHT JURY IS UNABLE TO AGREE ON SULLIVAN CASE

### Court Orders Mistrial and Case Goes Over to Another Term

### DEFENCE ENTERS PLEA OF SELF DEFENSE

Contrary to Expectation the Case was Easily Edged in Two Days, the Jury Going to Its Room Saturday Evening. Understood that Seven Stood for Murder, Three for Manslaughter and Two for Acquittal.

After remaining out all Saturday night the jury, in the case of Jos. G. Sullivan charged with the murder of John M. Cannon, reported early Sunday morning that they were hopelessly disagreed and Judge Gary ordered a mistrial. And thus a case which has attracted statewide attention is prolonged until the September term of court. It is understood that the jury stood seven for conviction of murder, three for manslaughter and two for acquittal. This alignment is said to have been formed early in the night and to have remained approximately the same until morning.

The case was called Friday morning with an immense attendance upon the court. The attorneys for the defense asked for a continuance of the case to the next term on the grounds of unpreparedness and illegality of the court's continuance into a second week in case the trial should go over Saturday night. Judge Gary took the practical view of the case stating that the situation as to the trial lasting over until another week would be met when it arose. He therefore ordered the trial to proceed, no objection coming from the state.

Judge Gary, of Abbeville, was presiding and the other officers of the court were in attendance except Sheriff Owings, who was very ill at the hospital. Solicitor Cooper, who had been with the campaign party, had arrived the night before and took charge of the prosecution. He was assisted by F. Barron Grier, of Greenwood. W. R. Richey, of the local bar, and Alvin H. Dean, of the Greenville bar, conducted the defense. Though the brilliant array of attorneys stoutly contested every inch of ground, both sides seemed to be anxious to confine themselves to the rules of the court, making possible the expeditious disposition of the case. Testimony in the case consumed about one even day, selection of the jury, addresses to the jury and the charges of the court consuming another day. The case was given to the jury a few minutes before six o'clock of the second day.

One hour was consumed in selecting a jury. That the plea of self defense would be set up by the defendant became apparent when the first venireman presented himself to be sworn. Attorney Richey requesting the court to ask him whether or not "he believed in the law of self defense". Judge Gary refused to put the question just in this form, but did agree to ask the following question "If the court should tell you that self defense, when properly made out, is a perfect defense are you in a frame of mind to heed the instruction of the court?" Besides being required to answer this in the affirmative, each venireman was sworn on his voir dire and several were rejected because of having previously formed or expressed opinions as to the guilt or innocence of the accused and that it would be with some difficulty to dislodge that opinion. The following jurors were drawn, eight being farmers, one a liveryman, one a barber, one a bank employee and one a clerk. The following gentlemen composed the jury: M. F. Workman, foreman, John L. Bagwell, Geo. W. Proffitt, Frank Abercrombie, L. W. Martin, T. L. Moye, W. Clyde Fowler, D. R. Simpson, S. J. Davis, J. Wofford Anderson, W. F. Medlock, B. W. Davanport. The jury was secured from 26 veniremen.

### Defense's Plea.

In making out the plea of self defense, which the defendant set up, the case revolved largely around the

question whether the Sullivan boys left the waiting room purposely and "maliciously" to attack the deceased attorney who had just preceded them from the room, or that it was merely by chance that they struck up with him outside. The state's contention was that judging from the actions of the Sullivans in the room while Col. Cannon was there, that they purposely followed him outside to accost him. It was agreed by both sides that Col. Cannon was in heated conversation with a neighbor of the Sullivans when the Sullivan boys emerged from the waiting room and that Joseph G. Sullivan took up the conversation which his neighbor, Mr. Levi Wood, had let drop. On the stand, Joseph Sullivan testified that he mildly remonstrated with Col. Cannon about his severe treatment of the Sullivan family, saying to Mr. Cannon "You haven't shown any respect for the Sullivan family, you haven't treated us right", and that Mr. Cannon replied "You're just a lie". Sullivan said he replied "You have made false statements" and Cannon replied "You're a G—D—lie" and drew his walking cane with which he struck Mr. Sullivan over the forehead. Sullivan, according to his testimony, staggered from the blow and as he partially recovered commenced shooting. The defense contended that Mr. Sullivan had the legal right to "mildly" remonstrate with Col. Cannon about his trial in the court room and that it was following his remonstrance that Col. Cannon called the defendant a G—D—lie and struck the blow with the walking cane. The defendant testified that he then shot in defense of his life.

The state denied that Col. Cannon ever called Sullivan a lie and that he was the aggressor, having introduced testimony that when Sullivan accused him of making false statements Mr. Cannon replied "Don't call me a lie" and that Sullivan replied "You're a G—D—lie" and that following this the blow from the walking cane and the shot from the pistol were so close together as to appear simultaneous.

An interesting point in the trial which neither side attempted to lay much stress upon was the conflicting testimony as to the number of shots. The attending physicians found indications of five bullets in the body of Col. Cannon, four of which were picked out of the wounds and clothes and the fifth lodged in his body. One loaded shell was found in the gun of Mr. Sullivan after the shooting, accounting for six bullets, yet, Mr. Arthur Willis, standing to the side of the combatants, received a bullet in his leg, making seven in all. Solicitor Cooper asked "Where did this bullet come from?" intimating that one of the Sullivans standing near the defendant had a hand in the shooting.

Dr. Rogers, who examined the deceased immediately after the tragedy, testified that in all likelihood the wounds in the back were the immediate causes of death, though it would have been possible for one of the front wounds to have been ultimately fatal.

### Testimony.

Dr. C. E. Rogers who attended the deceased immediately after the shooting testified that there were eight wounds in the body two of entrance and two of exit in the front. Two of entrance in the back and one of entrance in the back of the elbow and one of entrance in the front indicating five shots in all, two in front which did not penetrate the body, two in the rear that did penetrate and one in the elbow. He said it would have been possible for one of the shots from the front to cause death but that it was most likely that the shots in the back were the mortal wounds.

Dr. Rogers also testified to attending the defendant immediately after the shooting, stating that he found a gash about 11-2 inches long on the forehead apparently caused by a blunt instrument. The stick with which Mr. Cannon struck Mr. Sullivan was here introduced. It was a light walking cane about 3-4 of an inch in diameter broken near a knot about eight inches from the handle.

Dr. C. P. Vincent testified that Mr. Cannon was weakened physically because of a broken leg which had not entirely healed. He gave his opinion that Mr. Sullivan was a stronger man than Mr. Cannon.

### Preacher Testifies.

Rev. T. W. Munnerlyn testified to

(Continued on Page Four.)

## MRS. R. A. COOPER DIED MONDAY MORNING

Wife of Solicitor R. A. Cooper Succumbs to Brief Illness.

Mrs. Mamie Machen Cooper, wife of Hon. R. A. Cooper, solicitor and aspirant for governor, died at her home in this city Monday morning after a very brief illness. She had been indisposed for several weeks and Sunday afternoon her condition began to take on a serious aspect. She remained in a very precarious condition throughout the night and Monday morning about 11:20 passed away. Her husband, who had left the campaign party a few days before to attend court, did not leave the city when her condition became serious and he was at the bedside when the end came. A little girl, about five years of age, is the only child surviving, five children having died in infancy and buried at Princeton.

Mrs. Cooper was in the thirty-eighth year of her age. She was the daughter of Mr. and Mrs. James T. Machen, of Princeton, the former of whom is still living. Besides her father, husband and little child, she is survived by the following sisters and brothers: Mrs. A. J. Monroe, of Princeton; Mrs. O. D. Riddle, of Greenville; Messrs. E. B. and Ernest Machen, of Laurens; Rev. J. H. Machen, of Yorkville; and Mr. John Machen, of Princeton. Mrs. Cooper was a most estimable Christian woman, a member of the Baptist church and a woman of many excellent traits of character. The bereaved husband has the sympathy of the entire community in his great loss.

The funeral services were held yesterday morning at the Laurens cemetery, Rev. M. L. Lawson, assisted by Rev. W. E. Thayer, conducting them. Many beautiful flowers were placed over the mound as a token of the high esteem in which she was held. Numerous friends and relatives of the deceased and her husband came from surrounding counties to attend the last rites.

The following gentlemen acted as pall bearers: Active—Ross D. Young, C. A. Power, T. E. Babb, W. L. Taylor, C. D. Moseley, C. D. Barksdale, C. W. Martin, J. F. Talbert, E. P. Minter, T. C. Switzer; Honorary—Col. H. Y. Simpson, R. E. Babb, N. B. Dial, A. C. Todd, F. P. McGowan, J. C. McGowan, C. D. Barksdale, W. R. Richey, Sr., W. B. Knight, J. W. Ferguson, II, S. Blackwell, J. H. Sullivan, A. G. Hart, J. S. Bennett, C. B. Bobo, Dr. A. J. Christopher, J. A. Franks, Dr. R. E. Hughes, Dr. W. D. Ferguson, W. B. Culbertson, Geo. T. Bryan of Greenville, J. K. Henry of Chester, E. B. Huff.

## CHAUTAUQUA WEEK IN NEARBY CITY

Clinton People to Inaugurate Chautauqua Week Monday with Booster Trip to Laurens.

Clinton, June 23.—The Clinton Chautauqua will open on July 6th and continue through the 11th, with an entertainment each night as well as two afternoon matinees. A spirit of unanimity is being created throughout the city over the fact that the town is to have a second chautauqua, and from present indications it is going to be a big success in every particular. The movement has the endorsement and support of the business men of the city, and those in charge have succeeded in securing an array of entertainment that will please even the most critical.

Monday the 6th of July, will be observed here as holiday instead of Saturday the 4th. It will be "Booster Day" for the Chautauqua. Promptly at nine o'clock, a parade of automobiles, decked in chautauqua pennants and advertising literature, will leave Clinton for a little booster trip to Laurens for the purpose of getting the chautauqua before the people of that city and to cordially invite our near-by neighbors to attend the various attractions. It is hoped that many Laurens people will be able to come down at night for the various entertainments which begin at 8:30 p. m. Tickets for the entire week are being sold at \$2.00, while double adult tickets are priced at \$3.50. Single attraction tickets will be fifty cents. Those in Laurens who may desire to purchase a season ticket for the chautauqua, can secure them by calling at the Advertiser office.

## BIG DAY ON FOURTH AT LAURENS MILL

Two Games of Baseball, Morning and Afternoon, Sack Races, Hobble Skirt Races, Climbing Greasy Pole, etc.

There will be big doings at the Laurens Mill on the Glorious Fourth. Instead of the usual very quiet holiday they have decided to stir things up a bit in honor of the birth of Old Glory. In the morning and afternoon there will be a ball game between Laurens Mill's crack outfit and the husky Waterloo tribe. The visiting team has mopped up with most of the teams that it has tackled so far and the home team is getting in Class A form. The fray is bound to produce plenty of excitement. The morning game will begin at 9:30 and the afternoon game at 4:00.

Besides the baseball games other exciting outdoor sports will be pulled off. They have scheduled so far a few stanzas of sack races, 3-leg races, hobble skirt races, potato races, 100-yards dash, climbing the greasy pole, and the peanut scramble. All of these are calculated to produce plenty of fun if not to break any world records.

### GREAT FEATURE THURSDAY.

The Idle Hour Promises a Fine Entertainment for Thursday Afternoon and Night.

"The Daughter of the Hills" is the title of a three reel feature film to be shown at the Idle Hour Thursday afternoon and night. This great picture was secured by the management from the Famous Players Film company and is one of a series that will run for the next few weeks on Thursdays. The producers of these plays are the leading men of their profession, Daniel Frohman being the producer of "The Daughter of the Hills," and the actors are among the most noted on the stage. James K. Hackett will be among those to appear at an early date.

Yesterday afternoon the happy idea was conceived of making an opening underneath the stage of the picture house so as to create a draught from the rear. In addition to this improvement, a large fifty-two inch ceiling fan has been installed within the past few days, so everything is being done for the convenience of the patrons.

### TO BUILD NEW SCHOOL HOUSE.

Citizens of Eden Community Keeping Afloat of the Times.

At an election held in the Eden community Saturday an additional tax of one mill and bonds to the amount of \$2,000 were voted. The tax of one mill is to be added to the special tax of three mills already voted to be used for general school purposes. The bond issue of \$2,000 is to be added to a sum of about \$500 already in view with which to build a new and commodious school building. The people of that vicinity already have a successful school but for some time have felt the need of better facilities. By voting the extra one mill tax they secure \$200 from the state. Last year they had a one teacher school, but next year expect to employ two teachers. M. W. Gray, L. A. Armstrong and C. A. Babb are the trustees. This is one of the most progressive communities in the county.

### Died after Brief Illness.

The home of Mrs. John M. Hudgens was saddened Wednesday night when their little grand-son, son of Mr. and Mrs. J. Broadus Hill, of Ware Shoals, died after a very brief illness. The little boy's serious illness was first discovered at the home of its relatives, Mr. and Mrs. Irving Hill, near Cold Point, Tuesday and was brought to Laurens where there were better facilities for treatment. Nothing that his physician could do availed much and the child passed away surrounded by its fond parents and relatives. The body was carried to Mt. Olive where it was buried Thursday.

### Mr. Goggans Announces.

The Advertiser carries the announcement of another candidate for the House of Representatives in today's paper in the person of Mr. S. H. Goggans. Mr. Goggans is a substantial and progressive farmer of the Cross Hill section, a trustee of his school district and a high-toned and honorable gentleman. Doubtless his candidacy will meet with general approval wherever he is known.

## CAMPAIGN CIRCUS BEGAN WEDNESDAY

Senatorial Campaign Opens With a Smart Brush Between Blease and Smith--Gubernatorial Party a Quiet Affair.

St. Matthews, June 17.—The long awaited and much talked of contest for United States senate was officially opened here today, when Senator E. D. Smith, Governor Cole L. Blease, the Hon. W. P. Pollock, of Cheraw, and Mayor L. D. Jennings of Sumter, "the big four" aspirants for the seat in the upper house of Congress now held by the first named, spoke before a crowd of about eight hundred, probably two hundred of whom were ladies of Calhoun county, and citizens from several adjoining counties. County Chairman T. H. Dreher presided, and pretty good order was preserved throughout the meeting, which was held on the school grounds. Each candidate was accorded a respectful hearing, and while it was evident that the Smith adherents were in the majority, supporters of the governor were not lacking.

The crowd was seemingly impressed with Messrs Pollock and Jennings who are making their debut in politics of a state-wide character. Although the meeting was devoid of anything like enthusiasm, the audience manifested considerable interest in all the speeches.

### Smith Denies Allegations.

The only incident that gave promise of any real excitement occurred when Governor Blease, who spoke first, referred to James L. Sims, United States marshal, and William E. Gonzales, minister to Cuba, as having secured their appointments through Senator Smith. The senator interrupted with the remark, "I had no more to do with the appointment of Gonzales than did Cole L. Blease."

When the governor declared that "James L. Sims, another Smith appointee, admitted he helped to get out a nigger paper," Senator Smith again interrupted with "Sims was Tillman's appointee."

The governor then read a letter from Senator Tillman to W. J. Shelton, which said, "Senator Smith and I have agreed about the United States marshal, and Mr. Sims, of Orangeburg, will be appointed"—the governor adding "If it's a lie, Ben Tillman wrote it, and I don't believe Old Ben would lie for a Republican." Senator Smith again arose and advanced to the front of the platform, and standing by the governor said he supposed the latter wanted to be fair, explaining that he and Tillman had agreed on the marshal and that each would have a man for district attorney, and declared the Senator vigorously, no man living in the image of God can call me a liar. Chairman Droher interfered. Senator

Smith returned to his seat, and with "Well, Mr. Tillman wrote the letter," from the governor, the incident was closed.

Sumter, June 17.—Enforcement of the law and increased educational facilities were the issues developed by the candidates for governor here today in the initial meeting of the county-to-county canvass of the candidates for state offices, which met with the enthusiastic support of the majority of the audience of twelve hundred people, who crowded the court house and utilized every inch of available standing room, judging from the applause which met the sentiments expressed by John G. Clinkscales and R. A. Cooper, when they termed these the paramount issues.

Richard I. Manning was given an ovation by the people, this being his home. He did not make a regular speech, but gave his time to the other candidates. Chas. A. Smith came out for State-wide prohibition, and John G. Clinkscales, besides advocating stripes for blind tigers and pistol "toters," said if elected governor he would do all in his power to break up race track gambling in Charleston and suppress the blind tigers in Columbia.

### Race Track Gambling.

R. A. Cooper also denounced the race track gambling and stressed the need of enforcement of the law. John G. Richards came out flat-footed against compulsory education and stated that he was not a coat-tail swinger.

Charles Carroll Simms denounced personal enrollment required of voters under the new rules as outrageous and as an attempt to disfranchise the poor man.

W. C. Irby, Jr., flayed Northern control of cotton mills and banks and advocated regulation of cotton mill mergers.

Lowndes J. Browning advocated State aid to assist tenant white farmers in buying and owning their own farms.

Mendel L. Smith drew applause, which vied with that for Clinkscales and Cooper, when he vigorously protested against indiscriminate use of the pardoning power and announced himself in favor of local option compulsory education.

John T. Duncan denounced what he calls the "system."

J. B. A. Mullally was not present. Several of the candidates took flights at "coat-tail swingers," much to the delight of the crowd, which cheered every such reference.

### TO CLOSE MONDAY.

Merchants Decide to Close Monday, July 6, Instead of Friday Preceding the Fourth.

The merchants of the city have decided to close their stores on the Monday following the Fourth of July rather than Friday preceding. A petition was gotten up last week to close Friday, but another one was circulated Monday to close Monday instead. As the same names were signed on the latter petition as was signed on the first, it is presumed that the last one will be observed. The following is the petition and the list of signers:

We the undersigned Merchants of the city of Laurens, do hereby agree to change the date of closing the stores from Friday July 3rd, until Monday, July 6th, as this day is to be observed by the merchants of Greenville, Spartanburg and other cities as a legal holiday, and we believe it to be more convenient than Friday.

S. M. & E. H. Wilkes & Co., Clardy & Wilson, J. W. Henderson, Hayes & 100 Store, W. Solomon, Moseley & Roland, J. C. Burns & Co., Minter Co., Switzer Co., A. L. Mahaffey, Kennedy Bros., J. A. Franks, Bennett & Owens, Hunter Co., Owings & Owings, Dixie Flour & Grain Co., J. H. Sullivan, J. M. Philpot, Brooks Hardware Co., Red Hot Racket, W. W. Willis, W. G. Wilson, Davis, Roper Co., Todd, Simpson & Co., H. Terry, Leverett Furniture Co., Dial Company, J. C. Shell & Co.

### To Have Community Fair.

Cross Hill, June 22.—A community fair for Cross Hill township has been suggested to be held this summer or early fall. A committee of citizens has made suggestions on time and place, also names have been suggested for committees to get up exhibits on horses and mules, cattle, poultry, hogs and dogs, field and garden products and school to have exhibit. Also a committee for ladies' department. If those who are agitating the subject get encouragement we may decide to have it. I believe we can get up good exhibits and spend a half day pleasantly. Sleek up your horses and cows and get ready.

W. T. Austin for Citizens.

### Parcels Post Party Postponed.

The Parcels Post Party, which was to have been given on the lawn of Dr. and Mrs. H. K. Aiken Thursday evening, has been indefinitely postponed on account of the death of Mrs. R. A. Cooper.

### SECURE SCHOLARSHIPS.

Tomato Club Contest Decided and Two Young Ladies go to Rock Hill for Ten Days.

Misses Margaret Danbury and Carry Cain have been awarded the Tomato Club scholarships to Winthrop college and will leave next week to take the ten days course which the scholarships guarantee them. These young ladies made splendid records in the tomato growing and canning contests.